# PB# 99-16

# Etruscan Enterprises, Inc. (Lot Line Change)

66 - 1 - 5

approved 8-19-95

ETRUSCAN ENTERPRISES, INC. - LL CHG.

RT. 94 (MEADOWBROOK) (DRABICK)

99-16

RT. 94 (MEADOWBROOK) (DRABICK)

• Si642 4W CL Duplicale • Si644 4WCL Trplicale	RECEIPT 99-16  RECEIVED FROM Steven P. Drabish P.L.S.  Address P.D. Box 539 - Cormwall, N.Y. 12518  One Hundred Fifty 09/00 DOLLARS \$150.00  FOR Lot Line Change Escrow
Wilsondones - Carbonless  O Wilsondones, 1989	ACCOUNT HOW PAID  BEGINNING 150 00 CASH  AMOUNT 150 00 CHECK # 1946  BALANCE -0 - MONEY  DUE -0 - MONEY  BY Myra Mason, Sensetary
S1657N-CL Traincate	RECEIPT 039340  RECEIVED FROM Steven P. Drawck Ph.S.
1 - SI654-NCR Dupkrate - SI	Orpty and oo DOLLARS \$ 50.00 FOR PB. # 99-16 Application Dee
WilsonJones - Carponies	ACCOUNT HOW PAID  BEGINNING BALANCE AMOUNT PAID  BALANCE BALANCE BALANCE BALANCE DUE  MONEY ORDER  BY  DOTATLY Hansen
1657N-CL Triplicate	DATE 8/26/99 RECEIPT 134268 RECEIVED FROM Meadowlervok Lodge Occ.
 WilsonJones - Carbontess - Si654-NCR Diplicate - S	Address FOR P.B. #99-16  ACCOUNT HOW PAID Sown Clerk
O WilsonJones, 1989	ACCOUNT HOW PAID  BEGINNING BALANCE AMOUNT PAID  BALANCE MONEY DUE ORDER  BY DOUBTW AREA  BY D

WilsonJon	© WilsonJones, 1988	AMOUNT 150 00 CHECK # 1 BALANCE O ORDER ONE	1946 BY Myra Mason,	Secretary
cate		6/3/99	Sabar and The tree attached	039340
HESTN-CL Triple		RECEIVED FROM Steven	P. Drabick, Ph	.S. ·
S1654-NCR Duplicate • S1657N-CL Inplicate		Address  Outy and  FOR PB # 99-16	Deplication	\$50.°°
· Carbonless ·	,	ACCOUNT HOW PA		LE.
WilsonJones	© WilsonJones, 1989	AMOUNT CHECK PAID CHECK BALANCE MONEY DUE ORDER	By Dorothy &	Hansen
1657N-CL Triplicate		DATE 8/26/99 RECEIVED FROM Meadow	RECEIPT ,	134268 Occ.
onfess • S1654-NCR Duplicate • S		Address, Die Gundred FOR P.B. # 99- Experimal	Dee O	\$ 100.00
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	7 10 Cc	ornwall 4-1-9.2		<u>rdsor</u> 7/16
		de: Et Ruscan Enter	prises Inc.	
		ted: 6-20-99	Filed_8-31-99	
		proved by Edward S 8-19-99	tent	
		cord Owner Etruscan E	Enterprises Inc.	
		ot Line Change	DONNA L. BEN Orange County	

PLANNING BOARD
TOWN OF NEW WINDSOR

AS OF: 08/27/1999

STAGE:

LISTING OF PLANNING BOARD ACTIONS

STATUS [Open, Withd]

A [Disap, Appr]

PAGE: 1

FOR PROJECT NUMBER: 99-16

NAME: ESTRUSCAN ENTERPRISES LOT LINE CHANGE

APPLICANT: ESTRUSCAN ENTERPRISES

--DATE-- MEETING-PURPOSE------ACTION-TAKEN-----

08/19/1999 PLANS STAMPED APPROVED

06/09/1999 P.B. APPEARANCE LA:ND WVE PH APPR

## PLANNING BOARD TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 08/27/1999

## LISTING OF PLANNING BOARD FEES ESCROW

FOR PROJECT NUMBER: 99-16

NAME: ESTRUSCAN ENTERPRISES LOT LINE CHANGE

APPLICANT: ESTRUSCAN ENTERPRISES

DATE	DESCRIPTION	TRANS	AMT-CHG -	AMT-PAID -	-BAL-DUE
06/02/1999	REC. CK. #1946	PAID		150.00	
06/09/1999	P.B. ATTY. FEE	CHG	35.00		
06/09/1999	P.B. MINUTES	CHG	27.00		
08/20/1999	P.B. ENGINEER FEE	CHG	74.00		
08/27/1999	RET. TO APPLICANT	CHG	14.00		
		TOTAL:	150.00	150.00	0.00

PLANNING BOARD TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 08/27/1999

LISTING OF PLANNING BOARD FEES

APPROVAL

FOR PROJECT NUMBER: 99-16

NAME: ESTRUSCAN ENTERPRISES LOT LINE CHANGE

APPLICANT: ESTRUSCAN ENTERPRISES

--DATE-- DESCRIPTION------ TRANS --AMT-CHG -AMT-PAID --BAL-DUE

08/20/1999 APPROVAL FEE CHG 100.00

08/25/1999 REC. CK. #15218 PAID 100.00

TOTAL: 100.00 100.00

PLANNING BOARD TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 08/27/1999

LISTING OF PLANNING BOARD AGENCY APPROVALS

FOR PROJECT NUMBER: 99-16

NAME: ESTRUSCAN ENTERPRISES LOT LINE CHANGE

APPLICANT: ESTRUSCAN ENTERPRISES

	DATE-SENT	AGENCY		DATE-RECD	RESPONSE
ORIG	06/03/1999	MUNICIPAL	HIGHWAY	06/04/1999	APPROVED
ORIG	06/03/1999	MUNICIPAL	WATER	06/07/1999	NO TOWN WATER
ORIG	06/03/1999	MUNICIPAL	SEWER	05/11/1999	APPROVED
ORIG	06/03/1999	MUNICIPAL	FIRE	06/14/1999	APPROVED

## PLANNING BOARD TOWN OF NEW WINDSOR

AS OF: 08/27/1999 PAGE: 1

LISTING OF PLANNING BOARD SEQRA ACTIONS

FOR PROJECT NUMBER: 99-16

NAME: ESTRUSCAN ENTERPRISES LOT LINE CHANGE

APPLICANT: ESTRUSCAN ENTERPRISES

	DATE-SENT	ACTION	DATE-RECD	RESPONSE
ORIG	06/03/1999	EAF SUBMITTED	06/03/1999	WITH APPLICATION
ORIG	06/03/1999	CIRCULATE TO INVOLVED AGENCIES	/ /	
ORIG	06/03/1999	LEAD AGENCY DECLARED	06/09/1999	TOOK L.A.
ORIG	06/03/1999	DECLARATION (POS/NEG)	06/09/1999	DECL. NEG DEC
ORIG	06/03/1999	SCHEDULE PUBLIC HEARING	/ /	
ORIG	06/03/1999	PUBLIC HEARING HELD	/ /	
ORIG	06/03/1999	WAIVE PUBLIC HEARING	06/09/1999	WAIVE PH
ORIG	06/03/1999	AGRICULTURAL NOTICES	/ /	

914 562 1413 P.03/03

MC GOEY, HAUSER&EDSALL

CHRONOLOGICAL JOB STATUS REPORT

JOB: 87-56

NEW WINDSOR PLANNING BOMED (Chargeable to Applicant)
TASK: 99-16

CLIENT: NEWWIN - TOWN OF NEW WINDSOR

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han				 	40/61	100

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TASK-NO	RRC	DATE	TRAN	RMP1.	ACT	DESCRIPT	101	R	ATE	HRS.	TIME	EXP.	BILLED	BALANCE
• • •									• • •					
99-16	15159	06/08/99	TIME	uje	MC	ETRUSCAN		75	.00	0.60	45.00			
99-16	151129			MCK		E/BRVIEW	COMMENTS		.00	0.50	14.00			
99-16	15159			MJE		ETRUSCAN			.00	0.10	7,50			
99-16	15182			MJE					.00	0.10	7.50			
33-10	13106	ז כן כשן סט	1111115	202	海州	Etruscan	L/L AFFL	13	. 70	0.10				
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99-16	154231	07/15/99	)			BILL	99-683						-74.00	
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								GRAND			74.00	0.00	-74.00	0.00

TOTAL P.03

## LOT LINE CHANGE FEES - TOWN OF NEW WINDSOR

APPLICATION (INCL. LOT LINE CHANGE):
LOT LINE CHANGE APPLICATION FEE \$ 50.00
ESCROW (\$150.00 - \$400.00) \$
* * * * * * * * * * * * * * * * * * * *
APPROVAL FEES: (LOT LINE CHANGE)
PRE-PRELIMINARY PLAT APPROVAL\$ 25.00 PRELIMINARY PLAT APPROVAL
TOTAL APPROVAL FEES L.L.CHG(\$100.00)
* * * * * * * * * * * * * * * * * * * *
THE FOLLOWING CHARGES ARE TO BE DEDUCTED FROM ESCROW:
PLANNING BOARD ENGINEER FEES:
PLANNING BOARD ATTORNEY FEES:
MINUTES OF MEETINGS
OTHER\$
TOTAL TO BE DEDUCTED FROM ESCROW: \$

PROJECT: Etsus LEAD AGENCY: **NEGATIVE DEC:** 1. AUTHORIZE COORD LETTER: Y N M)  $\beta$  S)  $\psi$  VOTE: A  $\delta$  N O2. TAKE LEAD AGENCY: Y N CARRIED: YES NO M) 5 s) A VOTE: A 5 N O CARRIED: YES ✓ NO WAIVE PUBLIC HEARING: M) LUS) A VOTE: A 5 N O WAIVED: Y N SCHEDULE P.H. Y N SEND TO O.C. PLANNING: Y SEND TO DEPT. OF TRANSPORTATION: Y REFER TO Z.B.A.: M)\_\_S)\_\_ VOTE: A\_\_N\_\_ RETURN TO WORK SHOP: YES NO APPROVAL: M) <u>LUS) LN</u> VOTE: A <u>5</u> N <u>O</u> APPROVED: <u>6-9-99</u> M) S) VOTE: A N APPROVED CONDITIONALLY: NEED NEW PLANS: Y\_\_\_N\_\_ DISCUSSION/APPROVAL CONDITIONS:

#### ETRUSCAN ENTERPRISES, INC. LOT LINE CHANGE (99-16)

Mr. Steven Drabick appeared before the board for this proposal.

MR. PETRO: This application is part of an activity proposed within both the Towns of Cornwall and New Windsor, in New Windsor for various lot line changes of the existing properties. Okay.

All right, with regard to the side MR. DRABICK: involving the Town of New Windsor, this property here is of course the property that the Meadowbrook Lodge owns, the property is a family-owned operation. we're looking to do overall involving both towns is to take the operation of the Lodge and the associate apartment building behind it and incorporate it on a smaller parcel separating it from the larger acreage. And because of the location of the town line, it involves a lot line change in both the Town of Cornwall and the Town of New Windsor. Now, specifically on the Town of New Windsor line what we're looking to do is simply taking an existing lot which is a separate lot both by tax lot and by deed that has frontage along Mt. Airy Road and remove that lot and/or relocate that lot such that it's situated around the apartment building in the Town of New Windsor. Now, what that does it does achieve the end that we're looking to do here and in fact, what it does is it opens up or provides frontage to the large acre parcel 129 acre parcel in the Town of New Windsor which currently because of that existing in a separate lot is landlocked. removing or relocating this individual lot, we're opening up that large acre parcel. On the down side, we're in fact creating a lot in the Town of New Windsor that does not have any direct frontage on town road but again, the overall concept or the purpose for doing this is to in fact create one whole parcel regardless of the location of the town line that incorporates the Meadowbrook Lodge and the apartment building and in the final approval of this, the deeds that we'd draw up to be recorded would describe just that, it would describe one parcel, including both those without regard to the town line. The town line, of course, will end up creating two separate tax parcels but the deed of

record will reflect that it's one parcel.

MR. ARGENIO: Can you do that, Mark, create metes and bounds with disregard to the town line?

MR. EDSALL: Well, you have to understand that when he creates whatever lots he creates, the tax map department is going to create lots that end at the town line so his comment that he was going take the Meadowbrook Lodge property and the multi-family property and contain them in a single deed would be accomplishable from a survey standpoint. But the tax map department is still going to split it and create it as two lots which leads me to a concern that we discussed at Cornwall and we believe we found a legal solution is to make sure that when these lots, this lot is created which will end up being two tax lots that there's a reservation that should for some reason the Etruscan property in New Windsor be sold to a separate owner than that who owns the Meadowbrook Lodge or vice versa there will be an easement resolved through the Meadowbrook Lodge property to gain access to the multi-family which is physically how they get there now.

MR. LANDER: Shouldn't there be an easement first?

MR. EDSALL: Andy can tell us his opinion, we heard Monday night from Mr. Loeb the courts have said you cannot grant an easement to yourself. So Mr. Loeb's solution was to include a deed declaration that would state that if they are sold, there's a reservation that will grant an easement so that it's locked in so however the two attorneys agree to do it, fine, but the bottom line is there's going to be something to protect access.

MR. KRIEGER: I would tend to agree with Mr. Loeb and also agree that that would be a satisfactory way around this particular difficulty.

MR. EDSALL: To the benefit as I understand it from what Steve is accomplishing is right now you've got 129 acre parcel roughly in New Windsor that's got no frontage on a New Windsor road. This would create a

situation where it would have a stretch of frontage on Mt. Airy Road and then the lot that's effectively landlocked with frontage in New Windsor would just gain its access the way it always has.

MR. PETRO: Where does it touch Mt. Airy Road?

MR. EDSALL: All the way on the right.

MR. DRABICK: All the way on the right there's a--

MR. BABCOCK: Look up, there you go.

MR. PETRO: Lot line to be removed.

MR. EDSALL: Right, so that would give that very large parcel direct frontage so, you know, if you would oppose it, if there wasn't a mechanism to guarantee access to the multi-family, but as long as you're comfortable with it and Cornwall's Planning Board was, your effectively letting a very large parcel have the frontage it needs and you're letting a small parcel have the access its always had, but you're going to make sure it's legally protected. So I don't see it as a big deal.

MR. PETRO: Large parcel in reality has access along 94 even though it's in Cornwall in reality.

MR. EDSALL: As well but again, the difficulty is if you follow the worst case scenario that Jim Loeb and myself discussed with the Planning Board in Cornwall, even though it may be all described as a large deed, there's still the potential that the Cornwall piece to the east of the Meadowbrook Lodge be because it's a separate tax map parcel could be sold off, thereby making the large New Windsor parcel absolutely landlocked.

MR. LUCAS: Then they'd have to create an easement to go through the piece of property in the front.

MR. EDSALL: I don't think you'd want 129 acre parcel accessing itself with an easement. This way, you're quaranteeing frontage.

MR. STENT: Taking a bad situation and make it really good.

MR. PETRO: I don't see any problem. We have highway approval on 6/4/99 and that's it.

MR. STENT: Our discussion there was a lot of water but we're just doing a lot line change.

MR. EDSALL: That's one of the other discussions we had Monday night was that in reality, the large parcel would likely not be accessed to 94 because there's quite a bit of wetlands that's not the preferred access route.

MR. DRABICK: I think actually what we're trying to do here is simply incorporate those two uses which are being used that way now have always been used that way now onto a smaller parcel and separate it from the bulk of the remainder of the property.

MR. STENT: We have to make a motion to approve this or how do we handle this situation?

MR. EDSALL: You need to act as New Windsor Planning Board to deal with New Windsor lot line. If Cornwall decides to approve or disapprove or they amend from application that will be a separate, it's on the other side of the line as long as--

MR. STENT: Make a motion we--

MR. EDSALL: As long as you accept the access, you can deal with it.

MR. STENT: Make a motion we grant approval of the lot line change.

MR. PETRO: Lead agency first.

MR. STENT: Motion for lead agency.

MR. ARGENIO: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board declare itself lead agency for the Etruscan Enterprises lot line change. Is there any further discussion from the board members? If not, roll call.

#### ROLL CALL

MR.	ARGENIO	AYE
MR.	STENT	AYE
MR.	LANDER	AYE
MR.	LUCAS	AYE
MR.	PETRO	AYE

MR. PETRO: Motion that we waive public hearing.

MR. LUCAS: I'll do that.

MR. ARGENIO: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board waive the public hearing for this lot line change under its discretionary judgment for the Etruscan Enterprises lot line change. Is there any further discussion from the board members? It not, roll call.

#### ROLL CALL

MR.	ARGENIO	AYE
MR.	STENT	AYE
MR.	LANDER	AYE
MR.	LUCAS	AYE
MR.	PETRO	AYE

MR. PETRO: Final approval, is there any subject-to's or negative dec?

MR. EDSALL: It should recognize in the minutes that it is only a lot line change, no construction or any site work is proposed and you're merely providing access in a manner which would avoid disturbance to the wetlands.

MR. LUCA: I'll go with that.

MR. ARGENIO: Motion for negative dec for Etruscan Enterprises lot line change.

MR. LUCAS: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board declare negative dec for the Etruscan Enterprises lot line change. Is there any further discussion from the board members? If not, roll call.

#### ROLL CALL

MR.	ARGENIO	AYE
MR.	STENT	AYE
MR.	LANDER	AYE
MR.	LUCAS	AYE
MR.	PETRO	AYE

MR. PETER: Make for final approval for the lot line change on Etruscan Enterprises.

MR. LUCAS: So moved.

MR. LANDER: Second it.

MR. PETRO: Motion's been made and seconded that the New Windsor Planning Board grant final approval for the Etruscan Enterprises lot line change on Route 94. Is there any further discussion from the board members? If not, roll call.

#### ROLL CALL

MR.	ARGENIO	AYE
MR.	STENT	AYE
MR.	LANDER	AYE
MR.	LUCAS	AYE
MR.	PETRO	AYE

MR. ARGENIO: Motion to adjourn.

MR. STENT: Second it.

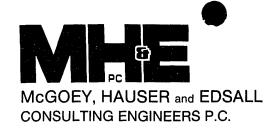
ROLL CALL

~	_	
June	9,	19

MR.	ARGENIO	•	AYE
MR.	STENT		AYE
MR.	LANDER		AYE
MR.	LUCAS		AYE
MR.	PETRO		AYE

Respectfully Submitted By:

Frances Roth Stenographer



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E. JAMES M. FARR, P.E.

☐ Main Office

45 Quassaick Ave. (Route 9W) New Windsor, New York 12553 (914) 562-8640

□ Branch Office 507 Broad Street

Milford, Pennsylvania 18337 (570) 296-2765

## TOWN OF NEW WINDSOR PLANNING BOARD **REVIEW COMMENTS**

**REVIEW NAME:** 

ETRUSCAN ENTERPRISES LOT LINE CHANGE

(MEADOW BROOK LODGE PROPERTY)

PROJECT LOCATION:

NYS ROUTE 94 AND MT. AIRY ROAD

PROJECT NUMBER:

99-16

DATE:

9 JUNE 1999

**DESCRIPTION:** 

THIS APPLICATION IS PART OF ACTIVITY PROPOSED WITHIN BOTH THE TOWNS OF CORNWALL AND NEW

WINDSOR FOR VARIOUS LOT LINE CHANGES OF THE

EXISTING PROPERTIES.

1. For the New Windsor properties, the Applicant proposes to modify the lot line configuration such that the large 129.5 acre parcel which is "land locked" relative to the New Windsor tax parcel would gain frontage on Mt. Airy Road. As part of the action, a 5 + acre parcel would be created which would have its access through the Meadow Brook Lodge property in the Town of Cornwall.

The Planning Board should be aware that this application was reviewed at the Town of Cornwall Planning Board meeting on 7 June 1999, at which time discussions were held with regard to the overall interaction of the properties, as well as the access of the multifamily site through the Meadow Brook Lodge property. I would be pleased to review these discussions with you at this meeting and/or provide the Board with copies of the minutes from that meeting, once available.

2. I would recommend that the Board discuss, on a general basis, what is proposed by this application. If the Board is "comfortable" with what is proposed as a lot line change, procedurally the remaining steps are limited. If the Board is not "comfortable" with the proposed action, further discussion can be held as to the appropriate procedural requirements for this application.

submitted.

Mark J. Edsall, P.E.

Planning Board Engineer

MJEmk

A:ETRUS.mk

## TOWN OF NEW WINDSOR



555 UNION AVENUE NEW WINDSOR, NEW YORK 12553



## NEW WINDSOR PLANNING BOARD REVIEW FORM

•
IO: FIRE INSPECTOR, D.O.T., WATER, SEWER, HIGHWAY
PLEASE RETURN COMPLETED FORM TO:
MYRA MASON, SECRETARY FOR THE PLANNING BOARD
PLANNING BOARD FILE NUMBER: 99-16
DATE PLAN RECEIVED: RECEIVED JUN 2 1999
The maps and plans for the Site Approval
Subdivisionas submitted by
for the building or subdivision of
Etyuscan Enterprises has been
reviewed by me and is approved
Lisapproved
<u>If disapproved, please list reason</u>
Colowall - Wortona water
HIGHWAY SUPERINTENDENT DATE  WATER SUPERINTENDENT DATE
SANITARY SUPERINTENDENT CATE

## TOWN OF NEW WINDSOR



555 UNION AVENUE NEW WINDSOR, NEW YORK 12553

## NEW WINDSOR PLANNING BOARD REVIEW FORM

TO: FIRE INSPECTOR, D.O.T., W	ATER, SEWER, HIGHWAY	
PLEASE RETURN COMPLETED FORM T	0:	
MYRA MASON, SECRETARY FOR THE	PLANNING BOARD	
PLANNING BOARD FILE NUMBER: RECEI	<b>9-16 VED</b> JUN 2 1999	RECEIVED
		JUN 3 1999
The maps and plans for the Sit	e ApprovalN	I. <b>W.</b> HIGHWAY DEP <b>T</b> .
Subdivision	as submitted	
	ha:	
reviewed by me and is approved		
disapproved	· · · · · · · · · · · · · · · · · · ·	
If disapproved, please lis	st reason	
		Name of the state
		Andreas - Andrea
	W. James Lelle	4/4/99
	HIGAWAY SUPERINTENDENT	DATE
	WATER SUPERINTENDENT	DATE
	באודשבט בוופבדואייבאוובאיי	<u> </u>



555 UNION AVENUE NEW WINDSOR, NEW YORK 12553 Telephone: (914) 563-4615 Fax: (914) 563-4693

#### PLANNING BOARD APPLICATION

TYPE OF APPLICATION (check appropriate item): Subdivision Lot Line Change X Site Plan Special Permit\_\_\_\_ Tax Map Designation: Sec. 4 Block 1 9.2 & 11 T/O Cornwall 1. Name of Project Proposed LOT LINE CHANGE - LANDS OF ESTRUSCAN ENTERPRISES, INC. 2. Owner of Record ESTRUSCAN ENTERPRISES Phone 562-5918 Address: 1290 ROUTE 94, NEW WINDSOR, NY 12553 (Street Name & Number) (Post Office) (State) (Zip) 3. Name of Applicant SAME AS ABOVE Phone Address: (Street Name & Number) (Post Office) (State) (Zip) 4. Person Preparing Plan STEVEN P. DRABICK Phone 534-2208 Address: P O BOX 539, CORNWALL, NY 12518 (Street Name & Number) (Post Office) (State) (Zip) 5. Attorney Phone Address (Street Name & Number) (Post Office) (State) (Zip) 6. Person to be notified to appear at Planning Board meeting: STEVEN P. DRABICK 534-2208 (Phone) (Name) 7. Project Location: On the N'WLY side of ROUTE 94 (Street) (Direction) (No.) of ROUTE 94 & MT. AIRY ROAD W'LY (Direction) (Street)

PAGE 1 OF 2

8. Project Data: Acreage 17.2 Zone R3 School Dist. CORNWALL

( PLEASE DO NOT COPY 1 & 2 AS ONE PAGE TWO-SIDED)

9. Is this property within an Agricultural District containing a farm operation or within of a farm operation located in an Agricultural District? YesNo	500 feet
*This information can be verified in the Assessor's Office.  *If you answer "yes" to question 9, please complete the attached "Agricultu Statement".	ral Data
10. Description of Project: (Use, Size, Number of Lots, etc.)  LOT LINE CHANGE	
11. Has the Zoning Board of Appeals Granted any Variances for this property? yes	no_x
12. Has a Special Permit previously been granted for this property? yesno_x	_
ACKNOWLEDGMENT:	
IF THIS ACKNOWLEDGMENT IS COMPLETED BY ANYONE OTHER THAN THE PROPERTY OWNER, A SEPARATE NOTARIZED STATEMENT OR PROXY STATEMENT FROM THE OWNER MUST BE SUBMITTED, AT THE TIME OF APPLICATION, AUTHORIZING THIS APPLICATION.	Œ
STATE OF NEW YORK)	
SS.: COUNTY OF ORANGE)	
THE UNDERSIGNED APPLICANT, BEING DULY SWORN, DEPOSES AN STATES THAT THE INFORMATION, STATEMENTS AND REPRESENTATIONS CONTAINED IN THIS APPLICATION AND SUPPORTING DOCUMENTS AND DRAWINGS ARE TRUE AND ACCURATE TO THE BEST OF HIS/HER KNOWLE AND/OR BELIEF. THE APPLICANT FURTHER ACKNOWLEDGES RESPONSIBLY TO THE TOWN FOR ALL FEES AND COSTS ASSOCIATED WITH THE REVIEW THIS APPLICATION.	EDGE ILITY
SWORN BEFORE ME THIS:	
28 DAY OF MY 1999 / Ch	1
ALLEN J. GOODMAN  Notary Public, State of New York  Qualified in Orange County 1927  ST EPHEN 7.	
NOTARY PUBLIC Commission Expires August Plase Print Applicant's Name a	s Signed
**************************************	*****
RECEIVED JUN 2 1999 99 - 16	
DATE APPLICATION RECEIVED APPLICATION NUMBER	

14·16-4 (2/87) — Text 12	
PROJECT I.D. NUMBER	



SEQR

### Appendix C

## State Environmental Quality Review

## SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

1 APPLICANT /SPONSOR 2. PROJECT NAME PROPOSED LOT LINE CHANGE - LAN	
	1DS
STEVEN P. DRABICK OF ESTRUSAN ENTERPRISES, INC.	
3 PROJECT LOCATION	,
Municipality T/O CORNWALL & T/O NEW WINDSOR County ORANGE	
4 PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)	
1290 ROUTE 94	1
NEW WINDSOR, NY 12553	
TAX MAP T/O CORNWALL 4-1-9.2 & 11	
T/O NEW WINDSOR 66-1-5	
New Expansion Modification/alteration	
6 DESCRIBE PROJECT BRIEFLY:	
o bestinger house the	
LOT LINE CHANGE	
7 AMOUNT OF LAND AFFECTED: Initially 17.2 acres Ultimately 17.2 acres .	
8 WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?	
Syes No If No, describe briefly	
Eastes Calino II No. describe onelly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?	
Residential Industrial Commercial Agriculture Park/Forest/Open space Other	,
Describe:	ļ
•	
$oldsymbol{\cdot}$	
10 DOES ACTION INVOLVE A PERMIT APPROVAL. OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL	L.
STATE OR LOCALI?	- 1
Yes If yes, list agency(s) and permit/approvals	
T/O CORNWALL PLANNING BOARD	- 1
T/O NEW WINDSOR PLANNING BOARD	
11 DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?	
Yes No If yes, list agency name and permit/approval	
•	
12. AS A DESULT OF DECROSED ACTION WILL EXISTING DEDMITARDEDOVAL REQUIRE MODIFICATIONS	
12 AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?  Yes No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	,
5/27/99	'
Applicant/sponsor name: STEATH B. DRABLEK Date:	-
Signature.	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

## A LICANT/OWNER PROXY STAMMENT (for professional representation)

## for submittal to the: TOWN OF NEW WINDSOR PLANNING BOARD

ERATIK ETRUSCAN ENTERPRISE, deposes and says that he resides	
(OWNER)	
at 1290 RT 94 NEW WIVDSOR NY 12553 in the County of ORANGE (OWNER'S ADDRESS)	
and State ofand that he is the owner of property tax map	
(Sec. 4 Block 1 Lot 9.2&11) T/O CORNWALL designation number(Sec. 66 Block 1 Lot 5 ) which is the premises described in	
the foregoing application and that he authorizes:	
FRANK CAVALARI OR PRES	
(Applicant Name & Address, if different from owner)	
STEVEN P. DRABICK, P O BOX 539, CORNWALL, NY 12518	
( Name & Address of Professional Representative of Owner and/or Applicant)	
to make the foregoing application as described therein.	
Date: 5/6/99 Signature Signature	
Frank Cavalari	
Witness' Signature Applicant's Signature if different than owner	
Representative's Signature	

THIS FORM CANNOT BE WITNESSED BY THE PERSON OR REPRESENTATIVE OF THE COMPANY WHO IS BEING AUTHORIZED TO REPRESENT THE APPLICANT AND/OR OWNER AT THE MEETINGS.

### ATTACHMENTS

- A. Flood Hazard Area Development Permit Application Form.
- B. Certificate of Compliance

PLEASE NOTE: IF PROPERTY IS NOT IN A FLOOD ZONE, PLEASE INDICATE THAT ON THIS FORM AND SIGN YOUR NAME. RETURN FORM WITH PLANNING BOARD APPLICATION.

IF PROPERTY IS LOCATED IN A FLOOD ZONE, PLEASE COMPLETE THE ATTACHED (LEGAL SIZE) PAPERS AND RETURN WITH PLANNING BOARD APPLICATION.

THIS PROPERTY IS NOT IN A FLOOD ZONE

STEVEN P. DRABICK

DATE

99-16

# TOW DF NEW WINDSOR PLANNING BOARD SUBDIVISION/LOT LINE CHANGE CHECKLIST

The following checklist items shall be incorporated on the Subdivision Plan prior to consideration for being placed on the Planning Board Agenda:

1	Name and address of Applicant.
2	Name and address of Owner.
3	Subdivision name and location
4	Provide 4" wide X 2" high box directly above title block preferably lower right corner) for use by Planning Board in affixing Stamp of Approval. (ON ALL PAGES OF SUBDIVISION PLAN)
5	Tax Map Data (Section, Block & Lot).
6	Location Map at a scale of 1" = 2,000 ft.
7	Zoning table showing what is required in the particular zone and what applicant is proposing.
8	Show zoning boundary if any portion of proposed subdivision is within or adjacent to a different zone.
9	Date of plat preparation and/or date of any plat revisions.
10	Scale the plat is drawn to and North arrow.
11	Designation (in title) if submitted as sketch plan, preliminary plan or final plan.
12	Surveyor's certificate.
13	Surveyor's seal and signature.
14	Name of adjoining owners.
15	Wetlands and 100 foot buffer zone with an appropriate note regarding DEC requirements.
16	Flood land boundaries.
17	A note stating that the septic system for each lot is to be designed by a licensed professional before a building permit can be issued.
18.	Final metes and bounds.

19	Name and width of adjacent streets, road boundary is to be a minimum of 25 ft. from the physical center line of the street.
20	Include existing or proposed easements.
21	Right-of-way widths.
22	Road profile and typical section (minimum traveled surface, excluding shoulders, is to be 16 ft. wide).
23	Lot area (in square feet for each lot less than 2 acres).
24	Number the lots including residual lot.
25	Show any existing waterways.
*26	A note stating a road (or any other type) maintenance agreement is to be filed in the Town Clerk's Office and County Clerk's Office.
27	Applicable note pertaining to owners' review and concurrence with plat together with owners' signature.
28	Show any existing or proposed improvements, i.e., drainage systems, water lines, sewer lines, etc. (including location, size and depths).
29	Show all existing houses, accessory structures, existing wells and septic systems within 200 ft. of the parcel to be subdivided.
30	Show all and proposed on-site "septic" system and well locations; with percolation and deep test locations and information, including date oft est and name of professional who performed test.
31	Provide "septic" system design notes as required by the Town of New Windsor.
32	Show existing grade by contour (2 ft. interval preferred) and indicate source of contour data.
33	Indicate percentage and direction of grade.
34	Indicate any reference to previous, i.e., file map date, file map number and previous lot number.
35.	Indicate location of street or area lighting (if required).

REFERRING TO QUESTION 9 ON THE APPLICATION FORM, "IS THIS PROPERTY WITHIN AN AGRICULTURAL DISTRICT CONTAINING A FARM OPERATION OR WITHIN 500 FEET OF A FARM OPERATION LOCATED IN AN AGRICULTURAL DISTRICT, PLEASE NOTE THE FOLLOWING:

36	Referral to Orange County Planning Dept. is required for all applicants filing AD Statement.
37	A disclosure Statement, in the form set below, must be inscribed on all subdivision maps prior to the affixing of a stamp of
	approval, whether or not the Planning Board specifically requires such a statement as a condition of approval.

"Prior to the sale, lease, purchase, or exchange of property on this site which is wholly or partially within or immediately adjacent to or within 500 feet of a farm operation, the purchaser or leaser shall be notified of such farm operation with a copy of the following notification.

It is the policy of this State and this community to conserve, protect and encourage the development and improvement of agricultural land for the production of food, and other products, and also for its natural and ecological value. This notice is to inform prospective residents that the property they are about to acquire lies partially or wholly within an agricultural district or within 500 feet of such a district and that farming activities occur within the district. Such farming activities may include, but not be limited to, activities that cause noise, dust and odors.

This list is provided as a guide only and is for the convenience of the Applicant. The Town of New Windsor Planning Board may require additional notes or revisions prior to granting approval.

#### PREPARER'S ACKNOWLEDGMENT:

THE PLAT FOR THE PROPOSED SUBDIVISION HAS BEEN PREPARED IN ACCORDANCE WITH THIS CHECKLIST AND THE TOWN OF NEW WINDSOR ORDINANCES, TO THE BEST OF MY KNOWLEDGE.

Licensed Professional

## APPLICANT/OWNER PROXY STATEMENT (for professional representation)

## for submittal to the: TOWN OF NEW WINDSOR PLANNING BOARD

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at 1290 RT 94 NEW WIVDSOR NY 12653 in the County of ORANGE (OWNER'S ADDRESS)
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STEVEN P. DRABICK, P O BOX 539, CORNWALL, NY 12518
(Name & Address of Professional Representative of Owner and/or Applicant)
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Date: 5/6/99 Swarau Sowner's Signature  Tout Court of the
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